

NICOLA T. HANNA  
United States Attorney  
LAWRENCE S. MIDDLETON  
Assistant United States Attorney  
Chief, Criminal Division  
KEVIN J. BUTLER (Cal. Bar No. Pending)  
Assistant United States Attorney  
General Crimes Section  
1200 United States Courthouse  
312 North Spring Street  
Los Angeles, California 90012  
Telephone: (213) 894-6495  
Facsimile: (213) 894-6269  
E-mail: kevin.butler2@usdoj.gov

Attorneys for Plaintiff  
UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANDERSON SAM BONILLA ECHEGOYEN,  
aka "Anderson Samuel  
Bonilla,"  
aka "Anderson Sam Echegoyen,"  
aka "Anderson Sam Bonilla-  
Echegoyen,"

Defendant.

No. CR 18-00876-SJO

STIPULATION REGARDING REQUEST  
FOR (1) CONTINUANCE OF TRIAL  
DATE AND (2) FINDINGS OF  
EXCLUDABLE TIME PERIODS PURSUANT  
TO SPEEDY TRIAL ACT

**CURRENT TRIAL DATE:**  
**April 16, 2019**

**PROPOSED TRIAL DATE:**  
**September 10, 2019**

Plaintiff United States of America, by and through its counsel  
of record, the United States Attorney for the Central District of  
California and Assistant United States Attorney Kevin J. Butler, and  
defendant ANDERSON SAM BONILLA ECHEGOYEN ("defendant"), both  
individually and by and through his counsel of record, Deputy  
Federal Public Defender David I. Wasserman, hereby stipulate as  
follows:

1           1.     The Indictment in this case was filed on December 18,  
2 2018. Defendant first appeared before a judicial officer of the  
3 court in which the charges in this case were pending on February 19,  
4 2019. The Speedy Trial Act, 18 U.S.C. § 3161, originally required  
5 that the trial commence on or before April 30, 2019.

6           2.     On February 19, 2019, the Court set a trial date of April  
7 16, 2019.

8           3.     As of March 26, 2019, defendant is to be released on bond  
9 pending trial. The parties estimate that the trial in this matter  
10 will last approximately one to two days.

11           4.     By this stipulation, defendant moves to continue the trial  
12 date to September 10, 2019. This is the first request for a  
13 continuance.

14           5.     Defendant requests the continuance based upon the  
15 following facts, which the parties believe demonstrate good cause to  
16 support the appropriate findings under the Speedy Trial Act:

17               a.     Defendant is charged with violations of 18 U.S.C.  
18 § 1014: False Statement to a Financial Institution; 18 U.S.C.  
19 § 1029(a)(2): Use of an Unauthorized Access Device; and 18 U.S.C.  
20 § 1028A(a)(1)(3): Aggravated Identity Theft. The government has  
21 produced discovery to the defense, including approximately 150 pages  
22 of reports, photographs, and criminal history records.

23               b.     Defense counsel is presently scheduled to be in the  
24 following trials: (1) United States v. Enriquez, 19-146-GW, a drug  
25 trafficking case scheduled for trial on April 30, 2019; United  
26 States v. Diamond, 18-172-RGK, a two-defendant mortgage fraud case  
27 scheduled for trial on May 7, 2019; United States v. Vidrio, 18-802-  
28 CJC, a drug trafficking case scheduled for trial on May 28, 2019;

1 United States v. Vernon, 17-28-MWF, a multi-defendant fraud case  
2 scheduled for trial on July 16, 2019; United States v. Waggoner, 17-  
3 194-SVW-2, a fraud conspiracy case scheduled for trial on August 13,  
4 2019; United States v. Rodriguez, 17-106-FMO-2, a drug trafficking  
5 conspiracy scheduled for trial on September 17, 2019. Accordingly,  
6 counsel represents that he will not have the time that he believes  
7 is necessary to prepare to try this case on the current trial date.

8 c. In light of the foregoing, counsel for defendant also  
9 represents that additional time is necessary to confer with  
10 defendant, conduct and complete an independent investigation of the  
11 case, conduct and complete additional legal research including for  
12 potential pre-trial motions, review the discovery and potential  
13 evidence in the case, and prepare for trial in the event that a  
14 pretrial resolution does not occur. Defense counsel represents that  
15 failure to grant the continuance would deny him reasonable time  
16 necessary for effective preparation, taking into account the  
17 exercise of due diligence. Defense counsel affirmatively represents  
18 that he believes the earliest he could be ready for trial is the  
19 date requested herein; he does not, and cannot, represent that he  
20 will unequivocally be ready on that date.

21 d. Defendant believes that failure to grant the  
22 continuance will deny him continuity of counsel and adequate  
23 representation.

24 e. The government does not object to the continuance.

25 f. The requested continuance is not based on congestion  
26 of the Court's calendar, lack of diligent preparation on the part of  
27 the attorney for the government or the defense, or failure on the  
28

1 part of the attorney for the Government to obtain available  
2 witnesses.

3 g. For purposes of computing the date under the Speedy  
4 Trial Act by which defendant's trial must commence, the parties  
5 agree that the time period of April 16, 2019 to September 10, 2019,  
6 inclusive, should be excluded pursuant to 18 U.S.C.  
7 §§ 3161(h)(7)(A), (h)(7)(B)(i), and (h)(7)(B)(iv) because the delay  
8 results from a continuance granted by the Court at defendant's  
9 request, without government objection, on the basis of the Court's  
10 finding that: (i) the ends of justice served by the continuance  
11 outweigh the best interest of the public and defendant in a speedy  
12 trial; (ii) failure to grant the continuance would be likely to make  
13 a continuation of the proceeding impossible, or result in a  
14 miscarriage of justice; and (iii) failure to grant the continuance  
15 would unreasonably deny defendant continuity of counsel and would  
16 deny defense counsel the reasonable time necessary for effective  
17 preparation, taking into account the exercise of due diligence.

18 6. Further, the parties have agreed to the following briefing  
19 schedule for any pretrial motions: (1) any motions shall be filed by  
20 July 22, 2019; (2) any oppositions shall be filed by August 12,  
21 2019; and (3) any replies shall be filed by August 19, 2019. The  
22 parties respectfully request that the Court set a motion hearing on  
23 August 29, 2019, or another date that same week as is convenient for  
24 the Court.

25 7. Under the Speedy Trial Act, if the trial is continued to  
26 September 10, 2019, the last possible day for trial to commence  
27 would be September 24, 2019.  
28



1 I am ANDERSON SAM BONILLA ECHEGOYEN's attorney. I have  
 2 carefully discussed every part of this stipulation and the  
 3 continuance of the trial date with my client. I have fully informed  
 4 my client of her Speedy Trial rights. To my knowledge, my client  
 5 understands those rights and agrees to waive them. I believe that  
 6 my client's decision to give up the right to be brought to trial  
 7 earlier than September 10, 2019, is an informed and voluntary one.

8  
 9 DAVID I. WASSERMAN  
 Deputy Federal Public Defender  
 10 Attorney for Defendant  
 11 ANDERSON SAM BONILLA ECHEGOYEN  
 12

\_\_\_\_\_  
 Date

13 I have read this stipulation and have carefully discussed it  
 14 with my attorney. I understand my Speedy Trial rights. I  
 15 voluntarily agree to the continuance of the trial date, and give up  
 16 my right to be brought to trial earlier than September 10, 2019. I  
 17 understand that I will be ordered to appear in Courtroom 10C of the  
 18 Federal Courthouse, 350 West First Street, Los Angeles, California,  
 19 on September 10, 2019, at 9:00 a.m.

20  
 21 ANDERSON SAM BONILLA ECHEGOYEN  
 Defendant

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 Date